

<b>REQUEST FOR CORRECTED FILING RECEIPT</b>	Application Number	10/562,778
	Filing Date	July 27, 2006
	First Named Inventor	Zhonglin CHAI
	Group Art Unit	1644
	Examiner Name	Maher M. Haddad
	Confirmation Number	7943
	Attorney Docket Number	2354/370 (FF38844/05)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request a corrected filing receipt for the above-identified application. On the enclosed copy of the official filing receipt, the first and last names of the first listed inventor are transposed. The name of the first inventor reads "Chai Zhonglin" but should read "Zhonglin Chai" (correction underlined), pursuant to the inventor declaration entered on July 27, 2006 (and the April 20, 2007, decision that grants applicants' Renewed Petition Under 37 C.F.R. § 1.497(b)), which correct the first inventor's name.

Although the undersigned attorney believes no fees are due, the Commissioner is hereby authorized to charge any necessary fees to our Deposit Account No. 14-1138.

Respectfully submitted,

Dated: April 29, 2008

/Edwin V. Merkel/  
Edwin V. Merkel  
Registration No. 40,087

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APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	TOT CLMS	IND CLMS
10/562,778	07/27/2006	1645	2230	2354/370	32	6

26774  
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ENTERED  
 MAIL ROOM

MAY 14 2007

FILE: 2354/370  
 DK1: *[Signature]*

CONFIRMATION NO. 7943

## FILING RECEIPT



\*OC000000023663747\*

Date Mailed: 05/09/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) Zhonglin Chai  
 Chai Zhonglin, Brunswick, AUSTRALIA;  
 Mark Emmanuel Cooper, East Prahran, AUSTRALIA;  
 Zemin Cao, Doncaster East, AUSTRALIA;

Power of Attorney: The patent practitioners associated with Customer Number **26774**.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/AU04/00873 06/30/2004

## Foreign Applications

AUSTRALIA 2003903363 07/01/2003

If Required, Foreign Filing License Granted: 05/02/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/562,778**

Projected Publication Date: 08/09/2007

Non-Publication Request: No

Early Publication Request: No

**Title**

Methods and compositions for treating disorders of the extracellular matrix

**Preliminary Class**

435

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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20 APR 2007

NIXON PEABODY LLP - PATENT GROUP  
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P.O. BOX 31051  
ROCHESTER, NY 14603-1051

In re Application of CHAI et al :  
U.S. Application No.: 10/562,778 :  
PCT Application No.: PCT/AU2004/000873 :  
Int. Filing Date: 30 June 2004 :  
Priority Date Claimed: 01 July 2003 :  
Attorney Docket No.: 2354/370 :  
For: METHODS AND COMPOSITIONS FOR :  
TREATING DISORDERS OF THE :  
EXTRACELLULAR MATRIX :

DECISION

This is in response to applicant's "Renewed Petition Under 37 C.F.R. § 1.497(d)" filed 16 April 2007.

**BACKGROUND**

On 30 June 2004, applicant filed international application PCT/AU2004/000873, which claimed priority of an earlier Australia application filed 01 July 2003. A copy of the international application was communicated to the USPTO from the International Bureau on 13 January 2005. The thirty-month period for paying the basic national fee in the United States expired on 01 January 2006.

On 29 December 2005, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

On 05 April 2006, the DO/EO/US mailed a Notification of Missing Requirements Under 35 U.S.C. 371 (Form PCT/DO/EO/905), which indicated that an oath or declaration in compliance with 37 CFR 1.497 must be filed.

On 27 July 2006, applicant filed an executed declaration.

On 13 November 2006, the DO/EO/US mailed a Notification of Defective Response (Form PCT/DO/EO/916), which indicated that the declaration filed 27 July 2006 listed inventors who are not listed as inventors in the international application.

On 12 December 2006, applicant filed a petition under 37 CFR 1.497(d).

On 09 February 2007, this Office mailed a decision dismissing the 12 December 2006 petition.

On 16 April 2007, applicant filed the present renewed petition under 37 CFR 1.497(d).

#### DISCUSSION

The petition states that Mark Cooper and Zemin Cao should be added as inventors and that the first and last names of the first listed inventor were transposed in the international application.

37 CFR 1.497(d) (effective 07 November 2000) states,

If the oath or declaration filed pursuant to 35 U.S.C. 371(c)(4) and this section names an inventive entity different from the inventive entity set forth in the international application, the oath or declaration must be accompanied by: (1) a statement from each person being added as an inventor and from each person being deleted as an inventor that any error in inventorship in the international application occurred without deceptive intention on his or her part; (2) the processing fee set forth in 37 CFR 1.17(i); and (3) if an assignment has been executed by any of the original named inventors, the written consent of the assignee (see §3.73(b) of this chapter).

With regard to item (1) above, the requisite statements have been provided.

With regard to item (2) above, the requisite processing fee has been provided.

With regard to item (3) above, written consent of the assignee has been provided.

#### CONCLUSION

For the reasons above, the renewed petition under 37 CFR 1.497(d) is GRANTED.

The application has an International Filing Date under 35 U.S.C. 363 of 30 June 2004, and a date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) of 27 July 2006.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further processing in accordance with this decision.

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